

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : THOMAS P. NOEL

Serial No. :

Filed : **Concurrently herewith**

**For : METHOD AND THERMALLY ACTIVE MULTI-PHASE
HEAT TRANSFER APPARATUS AND METHOD FOR
ABSTRACTING HEAT USING LIQUID BI-PHASE HEAT**

**DECLARATION VERIFYING SMALL ENTITY STATUS
UNDER 27 C.F.R. 19(f) AND 1.27(b)**

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Dear Sir:

As a named inventor, I hereby state that I qualify as an independent inventor as defined in 37 C.F.R. 1.9 (c) for purposes of paying reduced fees under § 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the above-identified patent.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license any rights the invention to any person who could not be classified as an independent inventor under 27 C.F.R. 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9 (e). Any person, concern or organization to which I have assigned, granted, conveyed or licensed or am under an obligation under contract or law to assign, grant, convey or license any rights in the invention is identified below:

I hereby certify that this correspondence is being deposited with the United States Postal Service as:

EXPRESS MAIL NO. ER 507 289 651 US

in an envelope addressed to:

COMMISSIONER FOR PATENTS, PO Box 1450,

Alexandria, VA 22314-450 on: January 2, 2004

TOD R. NISSLER, Reg. No. 29,241

01/02/04

RENTAL AGREEMENT FORM

1 I hereby claim the benefit under Title 35, United States Codes §120 of any United States application(s)
2 listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior
3 United States application in the manner provided by the first paragraph of Title 35, United States Code §112,
4 I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations
§156(a) which occurred between the filing date of the prior application and the national or PCT international
5 filing of this application:

6 10/463,055 06/17/03 Pending
7 (Application Serial No) (Filing Date) (Status) (patented, pending, abandoned)

8 N/A
9 (Application Serial No) (Filing Date) (Status) (patented, pending, abandoned)

10 I hereby claim the benefit under Title 35, United States Code §119 (e) of any United States provisional
11 applications listed below, and insofar insofar as the subject matter of each of the claims of this application is not
12 disclosed in the prior United States provisional application in the manner provided by the first paragraph of Title
13 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code
14 of Federal Regulations §156(a) which occurred between the filing date of the prior application and the national
or PCT international filing of this application:

15 N/A
16 (Provisional Application Serial No) (Filing Date) (Status - pending)

17 N/A
18 (Provisional Application Serial No) (Filing Date) (Status - pending)

19 I hereby declare that all statements made herein of my own knowledge are true and that all statements
20 made on information and belief are believed to be true; and further that these statements were made with the
21 knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both,
22 under § 1001 of the United States Code and that such willful false statements may jeopardize the validity of the
application or any patent issued thereon.

1 **And I hereby appoint:**

2 **Tod R. Nissle, Esq. Reg. No. 29,241**
3 **TOD R. NISSLE, P.C.**
4 **P.O. Box 55630**
5 **Phoenix, Arizona 85078**

6
7
8 **Tel: (602)494-8700**
9 **Fax: (602)494-8707**
10 **Email: nissle@nissle.com**

11
12
13 **my attorney and will full power of substitution and revocation, to prosecute this application and to transact all**
14 **business in the United States Patent and Trademark Office connected therewith.**

15
16 **Wherefor I pray that Letters Patent be granted to me for the invention or discover described and**
17 **claimed in the foregoing specification and claims, and I hereby subscribe my name to the foregoing specification**
18 **and claims, declaration, power of attorney, this petition.**

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1 Full Name: N/A

2 Address: _____

3 _____

4 Individual Small Business Non profit Organization

5 _____

6 _____

7 Full Name: N/A

8 Address: _____

9 _____

10 Individual Small Business Non profit Organization

11 _____

12 I acknowledge the duty to file, in this patent, notification of any change in status resulting in loss
13 of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any
14 maintenance fee due after the date on which status as a small entity is no longer appropriate. [37 C.F.R. 1.28(b)]

15 _____

16 I hereby declare that all statements herein of my own knowledge are true and that all statements
17 made on information and belief are believed to be true; and further that these statements were made with the
18 knowledge that willful false statements or the like so made are punishable by fine or imprisonment, or both,
19 under §1001 to Title 18 of the United States Code, and that such willful false statement may jeopardize the
20 validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

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BEST AVAILABLE COPY

1. Name of Inventor: THOMAS P. NOEL

2 | Address: 500 East Greenwich Ave., Unit 129 C

3 West Warwick, Rhode Island 02893

4 Signature: _____

5 Date: _____

6 | Page

Digitized by srujanika@gmail.com

8 Name of Inventor: N/A

Address: _____

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21 | TOD R. NISSLER, Reg. No. 29,241

22 P.O. Box 55630

23 (602) 494-8700 Tel

24 nissle@nissle.com

25 ||

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RECEIVED AVAILABLE C-

1 Full name of sole or first inventor: THOMAS P. NOEL

2 Inventor's signature: _____ Date: _____

3 Residence: 500 East Greenwich Ave., Unit 129, West Warwick, Rhode Island 02893

4 Citizenship: UNITED STATES OF AMERICA

5 Post Office Address: Same

6 Full name of second inventor: N/A

7 Inventor's signature: _____ Date: _____

8 Residence: _____

9 Citizenship: UNITED STATES OF AMERICA

10 Post Office Address: Same

11 (Supply similar information and signature for third and subsequent joint inventors)

12 Attorneys Docket No.: 1044-P-4

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